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10 United States District Court  
11 Northern District of California  
12 San Francisco Division

13 FIKRET ASHKAR,  
14 Plaintiff,

No. C 07-04236 JCS

15 -v-

DECLARATION OF FIKRET  
ASHKAR IN SUPPORT OF  
MOTION TO REMAND CASE  
TO SUPERIOR COURT

16 TGC 24 HOUR TRUCK REPAIR  
17 INC.; TGC TRUCK REPAIR, INC;  
18 DOES I-XX,

19 Defendants.

DATE OF HEARING: 10-19-  
2007  
TIME: 9:30 A.M.  
CTRM: Courtroom A,  
15<sup>th</sup> Floor  
JUDGE: HON. JOSEPH C.  
SPERO

21 \_\_\_\_\_/  
22 Fikret Ashkar declares as follows:

- 23 1. I am plaintiff in the above-entitled matter.  
24 2. Attached hereto as Exhibit 1 is a true and correct  
25 copy of the "Collective Bargaining Agreement" between TGC 24-  
26 Hour Truck Repair, Inc. and International Association of  
27 Machinists & Aerospace Workers, AFL-CIO, Machinists Automotive  
28

1 Trades District No. 190, Peninsula Auto Machinists Local Lodge  
2 No. 1414, September 1, 2004-September 1, 2006. This is the  
3 collective bargaining agreement which was in effect at my  
4 workplace with defendants at 3240 3rd Street, San Francisco,  
5 CA 94124, from September 1, 2004-September 1, 2006. The  
6 events sued upon by me in the above-entitled case occurred at  
7 some point in this time period, but I am not bringing the  
8 action herein dependent upon any of the provisions of the  
9 collective bargaining agreement, but rather upon the  
10 independent statutory rights sued upon in my complaint.

11 I declare under penalty of perjury under the laws of the  
12 United States that the foregoing is true and correct, and that  
13 this declaration was executed on September 14, 2007, at San  
14 Francisco County, California, and that the statements  
15 contained herein are true of my own personal knowledge, and if  
16 called as a witness I could and would testify competently  
17 thereto.

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20 Fikret Ashkar, Declarant  
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